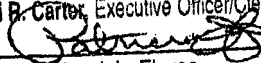


FILED
Superior Court of California
County of Los Angeles

JUN 16 2021

Sherri B. Carter, Executive Officer/Clerk of Court
By  Deputy
Patricia Flores

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JUN 14 2021

FILING WINDOW

1 Alan Harris (SBN 146079)
2 David Garrett (SBN 160274)
3 Min Ji Gal (SBN 311963)
4 **HARRIS & RUBLE**
5 655 North Central Avenue 17th Floor
6 Glendale, CA 91203
7 Tel: 323.962.3777
8 Fax: 323.962.3004
9 harrisa@harrisandruble.com
10 dgarrett@harrisandruble.com
11 mgal@harrisandruble.com

12 *Attorneys for Plaintiff*
13 Paul Tippin

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

PAUL TIPPIN, individually and on behalf of
all others similarly situated,

Plaintiff,

v.

WARNER BROS. TELEVISION, a California
Corporation and Does 1 to 100, inclusive,

Defendants.

Case No. 19STCV42733

Assigned to the Hon. Elihu M. Berle, Dept: 6

**[PROPOSED] ORDER GRANTING
MOTION FOR FINAL APPROVAL OF
CLASS ACTION SETTLEMENT AND
FINAL JUDGMENT**

Date: June 10, 2021

Time: 9 a.m.

Place: Dept. 6

United States Courthouse
312 N. Spring Street
Los Angeles, CA 90012

Complaint Filed: Nov. 26, 2019

06/18/2021

ORDER GRANTING FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND
FINAL JUDGMENT

IT IS HEREBY ORDERED:

The Unopposed Motion for Final Approval of Class Action Settlement came on for hearing before this Court, the Honorable Elihu Berle presiding, on June 10, 2021. The Court, having considered the papers submitted in support of the motion and having heard oral argument of the parties, IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:

1. This Court has jurisdiction over the subject matter of this Action and over all parties to this Action, including all members of the Settlement Class. The Court grants final approval of the settlement based upon the terms set forth in the “Class Action Settlement (the “Settlement”).

Capitalized terms in this Order shall have the definitions set forth in the Joint Stipulation of Settlement.

2. The Court hereby certifies a Settlement Class as defined in the Settlement pursuant to the terms and conditions of the Settlement and solely for the purposes set forth therein. The Settlement Class is defined as:

All Persons who received a paystub from Defendant for work on production of the television show “Veronica Mars” during payroll periods in the Release Period (September 22, 2018 and May 31, 2019).

Excluded from the Settlement Class are all Persons who properly and timely elect to opt out.

3. The Court hereby determines that the settlement set forth in the Settlement falls within the range of reasonableness and appears to be valid. There were zero (0) objections raised at the final settlement hearing. It appears to the Court that substantial investigation and research have been conducted such that counsel for the Parties are reasonably able to evaluate their respective positions. It further appears to the Court that settlement will avoid substantial additional costs by all parties, as well as the delay and risk that would be presented by further prosecution of the Actions. It further appears to the Court that the proposed settlement that has been reached is the result of intensive, serious, non-collusive, arm’s-length negotiations.

4. The Court approves, as to form and content, the form of Class Notice. The Court finds that these documents fairly and adequately apprise Settlement Class Members of their rights under the Settlement. The Court determines that the Parties complied with the distribution of the Class Notice to

1 the Settlement Class in the manner and form set forth in the Preliminary Approval Order, and that the
2 Class Notice provided to the Settlement Class was the best notice practicable under the circumstances
3 and constituted due and sufficient notice to all persons entitled to such notice. The procedures required
4 by the Preliminary Approval Order have been carried out and satisfy due process requirements such that
5 all absent Settlement Class Members have been given the opportunity to participate fully in the claims
6 exclusion and the approval process.

7 5. The Court finds that the Settlement Administrator (Phoenix Class Administration) mailed
8 the Class Notice, in English, to all Settlement Class Members via First Class U.S. mail in accordance
9 with the Order Granting Preliminary Approval. The Settlement Class Members had sixty (60) days to
10 request exclusion or object to the Amended Joint Stipulation of Settlement by the method set out in the
11 Settlement. The Court finds that this procedure meets the requirements of due process and provided the
12 best notice practicable under the circumstances, and constituted due and sufficient notice to all persons
13 entitled thereto.

14 6. Pursuant to Code of Civil Procedure section 382 and Rule 3.769 of the California Rules
15 of Court, the Court grants final approval of the Settlement as set forth in the Joint Stipulation of
16 Settlement. For settlement purposes only, the Court finds that Alan Harris and David Garrett of Harris
17 & Ruble have adequately represented the Class and are appointed as Class Counsel solely for the
18 purposes set forth in the Settlement.

19 7. For settlement purposes only, the Court finds that Plaintiff Paul Tippin ("Plaintiff") is
20 adequate representatives of the Settlement Class and appoints him as such.

21 8. The court has reviewed all documentation submitted in conjunction with the request for
22 Enhancement Awards for Plaintiffs for their efforts in bringing and prosecuting this case, the financial
23 risk undertaken in bringing the action, recognizing the scope of the release, and to acknowledge
24 Plaintiffs' willingness to act as a private attorney general. Applying these standards to the instant
25 motion, the Court approves class representative enhancement awards in the amount of \$5,000 to
26 Plaintiff Paul Tippin, which the Court determines to be fair and reasonable.

27 9. Counsel for Plaintiff seeks an award of \$84,150 in attorneys' fees and reimbursement of
28 costs not to exceed \$10,000. The Court awards \$84,150 in attorneys' fees and \$5,025.06 in actual

1 costs to Class Counsel, which the Court determines to be fair and reasonable. The Court finds that the
2 forgoing award reflects reasonable payment for the efforts of counsel in prosecuting this class action,
3 and that the costs and actual expenses reimbursed represent those costs and expenses actually and
4 reasonably incurred in prosecuting the case. Upon entry of this Order, the Court hereby authorizes the
5 Claims Administrator to make payment to Harris & Ruble as set forth in the Joint Stipulation of
6 Settlement.

7 10. The Court hereby approves a net payment of \$10,000 to California's Labor and
8 Workforce Development Agency ("LWDA") to pay all applicable penalties under the Labor Code's
9 Private Attorneys General Act of 2004 ("PAGA"), Labor Code sections 2699, 2699.3, and 2699.5.

10 11. The Court hereby approves a payment of \$10,500 to Phoenix Class Administration for
11 services as claims administrator.

12 12. The Court directs the Parties to effectuate the Settlement according to the terms of the
13 Settlement, including payment to Class Members in accordance with the terms of the Settlement. All
14 settlement checks sent to Participating Class Members and not cashed within one hundred eighty (180)
15 calendar days of issuance shall be canceled. Notwithstanding anything else in the Settlement Agreement
16 to the contrary, the sum of the uncashed checks and any other unpaid residue or unclaimed or abandoned
17 class member funds, plus interest on that sum at the legal rate of interest from the date of entry of the
18 initial judgment, shall be made payable to the Motion Picture & Television Fund.

19 13. Pursuant to California Rule of Court, Rule 3.769(h), and without affecting the finality of
20 this Judgment, the Court shall retain jurisdiction over the parties to enforce the terms of the Judgment.
21 Pursuant to Code of Civil Procedure section 664.6 and Rule 3.769(h) of the California Rules of Court
22 and without affecting the finality of this Judgment, the Court reserves exclusive and continuing
23 jurisdiction over this Action, Plaintiff, the Class Members, and Defendant for the purposes of
24 supervising:

- 25 (a) the implementation, enforcement, construction, and interpretation of the Joint Stipulation,
26 the Order Granting Preliminary Approval of Class Action Settlement, the plan of allocation, the
27 Order Granting Final Approval of Class Action Settlement, and the Judgment; and
28 (b) distribution of amounts paid under the Settlement.

1 (c) final declaration regarding total amount actually paid to the class members.

2 14. The Court orders Class Counsel to file a final report by February 18, 2022, summarizing
3 all distributions made to the class members, supported by a declaration. Code Civ. Proc., § 384, subd.

4 (b). The status conference concerning the final report shall be set for March 2, 2022, at 8:30 a.m. The
5 final report shall be in the form of a declaration from the settlement administrator or other declarant
6 with personal knowledge of the facts, and shall describe (i) the date the checks were mailed, (ii) the
7 total number of checks mailed to class members, (iii) the average amount of those checks, (iv) the
8 number of checks that remain uncashed, (v) the total value of those uncashed checks, (vi) the average
9 amount of the uncashed checks, and (vii) the nature and date of the disposition of those unclaimed
10 funds.

11 15. The Parties shall bear all their own costs and attorneys' fees, except as otherwise set forth
12 in the Joint Stipulation of Settlement or this Judgment.

13 16. Notice of this Judgment and of Entry of this Judgment which states that "[o]n [date of
14 entry of Judgment], 2021, the Court entered Judgment in this Class Action Settlement. The Court's
15 Judgment Re Class Action Settlement is attached." shall be effectuated by: (a) serving it on the
16 Settlement Class through service upon Defendant's counsel by Class Counsel, and (b) posting it on the
17 Claims Administrator's website. Cal. Rules of Court, rule 3.771(b)).

18 17. The following three people opted out of the settlement:

19 Tim L. Chiou

20 Wallace J. Langham, and

21 Lauren Stamile.

22
23
24 **IT IS SO ORDERED.**

25
26 DATED: June 16, 2021

27 
28 _____
JUDGE, CALIFORNIA SUPERIOR COURT

1 **PROOF OF SERVICE**

2 I am attorney for the plaintiff herein, over the age of eighteen years, and not a party to the within action.
3 My business address is Harris & Ruble, 655 North Central Avenue, 17th Floor, Glendale, CA 91203. On
4 April 8, 2021, I served the within document(s):

5 **[PROPOSED] ORDER GRANTING MOTION FOR PRELIMINARY APPROVAL OF CLASS
6 ACTION SETTLEMENT**

7 Electronic Service: Based on a court order, I cause the above-entitled document(s) to be served
8 through Case Anywhere addressed to all parties appearing on the electronic service list for the above-
9 entitled case and on the interested parties in this case:

10 Stephen A. Rossi (sar@msk.com)
11 Seth Pierce (sep@msk.com)
12 Mitchell, Silberberg & Knupp LLP
13 11377 W. Olympic Blvd.
14 Los Angeles, CA 90064

15 I declare under penalty of perjury that the above is true and correct. Executed on April 8, 2021, at Los
16 Angeles, California.

17 /s/ David Garrett

18 David Garrett

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06/18/2021